



**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----X  
:  
BANK OF AMERICA, N.A., AS  
SUCCESSOR IN INTEREST TO MERRILL :  
LYNCH BANK USA,

Plaintiff,

-against-

FIRST LOOK SPV LLC and FIRST LOOK  
STUDIOS, INC., :

Defendants. :

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Index No.: 10 CV 991(BSJ) (AJP)

**NOTICE OF VOLUNTARY DISMISSAL  
WITHOUT PREJUDICE PURSUANT TO  
RULE 41(a)(1)(A)(i)**

PLEASE TAKE NOTICE THAT, pursuant to Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure, Plaintiff Bank of America, N.A. ("BANA", as successor in interest to Merrill Lynch Bank USA), by and through its undersigned attorneys, hereby voluntarily dismisses without prejudice all claims asserted in the above-captioned action.

Plaintiff requests that the Court retain jurisdiction for purposes enforcing the settlement agreement (if needed) entered into between the parties as of March 25, 2010, pursuant to which this action was resolved.

Dated: New York, New York  
March 31, 2010

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*Attorneys for Plaintiff*  
*Bank of America, N.A.*

SO ORDERED  
Dated:

Barbara S. Jones  
BARBARA S. JONES  
U.S.D.J.

4-1-10